



The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

February 7, 2005

LETTER OF DEFICIENCY #WSEB 05-016
Certified Mail #7099 3400 0003 0689 4679

Richard McLeod
State of NH DRED
NH Division of Parks and Recreation
PO Box 1856
Concord, NH 03302-1856

Subject: Franconia – Public Water System: FNSP Cannon Mountain Peabody Slope
(EPA #0847050)

Dear Mr. McLeod:

The records of the Department of Environmental Services (DES) show that FNSP Cannon Mountain Peabody Slope water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system serving 15 or more services, or 25 or more people for 60 or more days per year. As such, the water system owner is required to submit samples to the State laboratory or a State-certified laboratory for coliform bacteria analysis in compliance with NH Administrative Rule Env-Ws 325.

DES records show that Standard Maximum Contaminant Level (MCL) violations for total coliform bacteria, as defined in NH Admin. Rule Env-Ws 315.01 have occurred and that letters of violation were issued for the following months:

December 2004 and January 2005

DES believes the MCL violations can be corrected and future violations prevented by taking the following actions:

1. **By February 21, 2005**, retain the services of a qualified water system consultant to address the system's water quality problems relative to the recent bacteriological occurrences; and
2. **By March 7, 2005**, submit to DES for review a copy of the consultant's report which shall include recommendations to correct the bacteria contamination; and
3. **By March 21, 2005**, submit to DES for review and approval an implementation schedule which identifies specific dates by which steps to correct the bacteria contamination will be accomplished.

In the event compliance is not achieved within this period, DES may initiate formal action against you, including issuing an order requiring the deficiencies to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

The copy of the consultant's written report **and the implementation schedule** as requested above should be addressed as follows:

Anne S. Bailey
Department of Environmental Services
Water Supply Engineering Bureau
29 Hazen Drive, P.O. Box 95
Concord, NH 03302-0095

Please be reminded to carry out the public notice requirements and provide proof of public notice to DES for the January 2005 MCL violation.

To avoid future violations, please submit water samples according to the water system's Master Sampling Schedule, along with Barbara Davis' letters dated February 4, 2005, copies of which are enclosed.

Please contact Anne Bailey by phone at (603) 271-0672, or by e-mail at abailey@des.state.nh.us if you have any questions regarding this letter.

Sincerely,

COPY

Sarah Pillsbury, P.G., Administrator
Water Supply Engineering Bureau

Enclosures: MCL public notice form
Letters Dated February 4, 2005
Master Sampling Schedule

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cc: Gretchen R. Hamel, DES Legal Unit Administrator
Gary Roy, NH DRED Ski Operations (w/enclosures)
EPA Region I